

State Water Resources Control Board

April 08, 2015

CERTIFIED MAIL
NO. 7014 2870 0001 3250 1441

Mr. Lewis Broschard
Assistant Chief
Contra Costa County Fire Protection District
2010 Geary Road
Pleasant Hill, California 94523

**SUBJECT: FAILURE TO COMPLY; UNDERGROUND STORAGE TANK SYSTEMS
LOCATED AT CONTRA COSTA FIRE STATION #10, 2955 TREAT
BOULEVARD, CONCORD**

Dear Mr. Broschard:

As of the date of this letter, the State Water Resources Control Board (State Water Board) has not received a complete response to our January 26, 2015 Notice of Violation (NOV)(attached). You are directed to correct the ongoing violation identified in the NOV and submit compliance documentation to the State Water Board and the Contra Costa County Health Services Department within ten (10) days from the date of this letter.

Please send all compliance documentation to the following:

State Water Board

Ms. Rebecca Green
UST Enforcement Unit
State Water Resources Control Board
1001 I Street, 16th Floor
Sacramento, California 95814
rebecca.green@waterboards.ca.gov

Local CUPA

Ms. Alexandra McMullen
Supervising Administrative Support
Contra Costa County Health Services Department
4585 Pacheco Boulevard, Suite 100
Martinez, California 94553
alexandra.mcmullen@hsd.cccounty.us

Failure to comply with this notice may result in an enforcement action by the State Water Board. The State Water Board reserves the right to bring an action against the owner and/or operator of the tanks in violation, or it may recommend that the Contra Costa County Health Services Department pursue enforcement, or the Contra Costa County Health Services Department may elect to pursue enforcement independently.

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tanks are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me by telephone at (916) 341-5551, or by email at Amantha.Henkel@waterboards.ca.gov.

Sincerely,



Amantha Henkel
Senior Environmental Scientist
UST Enforcement Unit
Office of Enforcement

Attachment: January 26, 2015 Notice of Violation

cc: *(via email only)*

Ms. Alexandra McMullen
Contra Costa County Health Services Department
alexandra.mcmullen@hsd.cccounty.us



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

January 26, 2015

CERTIFIED MAIL
NO. 7014 1200 0001 4195 0582

Mr. Ron Guelden
Facilities Manager
Contra Costa Fire Protection District
2010 Geary Road
Pleasant Hill, California 94523

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK
SYSTEMS LOCATED AT CONTRA COSTA FIRE STATION #10,
2955 TREAT BOULEVARD, CONCORD**

Dear Mr. Guelden:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the USTs at your facility on November 24, 2014, pursuant to authority under Health and Safety Code, chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to Health and Safety Code (H&SC), chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	Failure to Maintain Operating Permit On-Site – A copy of the current operating permit was not available at time of inspection.	Diesel and Unleaded	November 24, 2014	Ongoing	23 CCR 2712(i)
2	Failure to Notify Local Agency of Designated Operator – Designated Operator Certification form is not current; the 2012 form has outdated information.	Diesel and Unleaded	December 31, 2012	Ongoing	23 CCR 2715(a)
3	Failure to Perform Designated Operator Training – Employee training was not conducted in 2012.	Diesel and Unleaded	November 12, 2012	March 27, 2013	23 CCR 2715(f)
4	Failure to Perform Designated Operator Training – Employee training was conducted late in 2011.	Diesel and Unleaded	July 19, 2011	November 11, 2011	23 CCR 2715(f)

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, Ca 95812-0100 | www.waterboards.ca.gov

No	Violation	Tank	Start Date	Stop Date	Regulation
5	Failure to Perform Secondary Containment Testing – Secondary Containment Testing was due on March 24, 2014; and the test was performed on October 14, 2014.	Diesel and Unleaded	March 25, 2014	October 13, 2014	23 CCR 2637(a)
6	Failure to Maintain Monitoring or Testing Records On-site – The following records were not available at the time of inspection; Annual Monitoring Certifications for 2011 and 2012, the spill containment tests for 2011 and 2012, and the secondary containment test records for 2011 and 2014.	Diesel and Unleaded	November 24, 2014	Ongoing	23 CCR 2712(b); H&SC 25293
7	Failure to Perform Spill Containment Structures Testing – A spill containment test was due on May 7, 2014.	Diesel and Unleaded	May 8, 2014	Ongoing	HSC 25284.2
8	Failure to Affix a Tag/Sticker on Monitoring Equipment Being Certified – The Annual Monitoring Certification tag was out of date on the unleaded annular sensor and the diesel piping sump sensor.	Diesel and Unleaded	November 24, 2014	Ongoing	23 CCR 2638(f)
9	Failure to Perform Designated Operator Inspection – The June 2014 monthly inspection report was missing.	Diesel and Unleaded	June 30, 2014	Ongoing	23 CCR 2715(c)
10	Failure to Maintain Spill Containment Requirements – The spill container had liquid in it, which prevents its ability to hold five gallons.	Diesel	November 24, 2014	Ongoing	23 CCR 2635(b)(1)
11	Failure to Monitor Product Piping – The sensor in the diesel piping sump is not able to detect a leak at the earliest opportunity because it is incorrectly positioned at an angle. The sensor in the unleaded piping sump is not able to detect a leak at the earliest opportunity because it is incorrectly positioned on the wrong side of the sump not below the product piping.	Diesel and Unleaded	November 24, 2014	Ongoing	23 CCR 2630(d)

You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and Contra Costa County Health Services within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in

the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.

Please send all compliance documentation to the following:

State Water Board

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UST Enforcement Unit
State Water Resources Control Board
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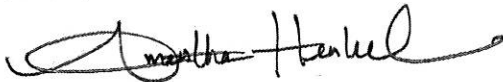
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If you have any questions, please contact me by telephone at (916) 341-5551, or by email at amantha.henkel@waterboards.ca.gov.

Sincerely,



Amantha Henkel
Senior Environmental Scientist
UST Enforcement Unit
Office of Enforcement

cc: (via email only)

Ms. Alexandra McMullen
Contra Costa County Health Services Department
alexandra.mcmullen@hsd.cccounty.us

